

1 Saul Perloff (157092)
 saul.perloff@aoshearman.com
 2 Kathy Grant (*pro hac vice*)
 kathy.grant@aoshearman.com
 3 Andre Hanson (*pro hac vice*)
 andre.hanson@aoshearman.com
 4 Olin "Trey" Hebert (*pro hac vice*)
 trey.hebert@aoshearman.com
 5 ALLEN OVERY SHEARMAN
 STERLING US LLP
 6 300 W. Sixth Street, 22nd Floor
 Austin, TX 78701
 7 Telephone (512) 647-1900

8 Christopher LaVigne (*pro hac vice*)
 christopher.lavigne@aoshearman.com
 9 ALLEN OVERY SHEARMAN
 STERLING US LLP
 10 599 Lexington Ave
 New York, NY 10022
 11 Telephone (212) 848-4000

12 Jennifer L. Keller (84412)
 jkeller@kelleranderle.com
 13 Chase Scolnick (227631)
 cscolnick@kelleranderle.com
 14 Craig Harbaugh (194309)
 charbaugh@kelleranderle.com
 15 Gregory Sergi (257415)
 gsergi@kelleranderle.com
 16 KELLER/ANDERLE LLP
 18300 Von Karman Ave., Suite 930
 17 Irvine, CA 92612
 Telephone (949) 476-0900

18 Attorneys for Plaintiff/Counterclaim-
 19 Defendant GUARDANT HEALTH, INC.

20 UNITED STATES DISTRICT COURT
 21 NORTHERN DISTRICT OF CALIFORNIA,
 22 SAN FRANCISCO DIVISION

23 GUARDANT HEALTH, INC.,

24 Plaintiff and Counterclaim-
 Defendant,

25 vs.

26 NATERA, INC.,

27 Defendant and Counterclaim-
 28 Plaintiff.

Kevin P.B. Johnson (SBN 177129)
 kevinjohnson@quinnemanuel.com
 Victoria F. Maroulis (SBN 202603)
 victoriamaroulis@quinnemanuel.com
 Andrew J. Bramhall (SBN 253115)
 andrewbramhall@quinnemanuel.com
 QUINN EMANUEL URQUHART &
 SULLIVAN, LLP
 555 Twin Dolphin Drive, 5th Floor
 Redwood Shores, CA 94065-2139
 Telephone (650) 801-5000
 Facsimile (650) 801-5100

Anne S. Toker (*pro hac vice*)
 annetoker@quinnemanuel.com
 QUINN EMANUEL URQUHART &
 SULLIVAN, LLP
 51 Madison Avenue, 22nd Floor
 New York, NY 10010-1601
 Telephone (212) 849-7000
 Facsimile (212) 849-7100

Valerie Lozano (SBN 260020)
 valerielozano@quinnemanuel.com
 QUINN EMANUEL URQUHART &
 SULLIVAN, LLP
 865 Figueroa Street, 10th Floor
 Los Angeles, CA 90017
 Telephone (213) 443-3000
 Facsimile (213) 443-3100
 Attorneys for Defendant/Counterclaim-
 Plaintiff NATERA, INC.

Case No. 3:21-cv-04062-EMC

**JOINT SUBMISSION RE OBJECTIONS
 REGARDING EXHIBITS FOR USE ON
 TRIAL DAYS ONE AND TWO (Dkt. Nos.
 751 and 719)**

Witnesses called for Day 1 (Tuesday, November 5, 2024): Justin Odegaard

Guardant may use the following exhibits with Dr. Justin Odegaard: TX-1, TX-2, TX-3, TX-4, TX-126, and demonstratives (presentation slides 1 through 4, excluding video demonstrative). Natera objects that Dr. Odegaard and the disclosed direct examination exhibits were untimely disclosed under Dkt. 736. Guardant responds that this was at the direction of and following discussion with the Court during the November 4 hearing.

Exhibit No.	Sponsoring Witness	Description	Natera's Objections	Guardant's Response	Court's Outcome [leave blank]
TX-126	Odegaard	Signatera vs. Reveal performance comparison	Witness lacks foundation regarding Natera document	Comparison chart at center of case; witness will testify as to lack of truth of comparisons; if necessary document may be admitted subject to linking up foundation	

Natera may use the following exhibits with Dr. Odegaard: TX-1, TX-89, TX-228, TX-583, TX-585, TX-589 (only the first page) (counsel will not refer to the Tumor Variant Filter module), TX-702, TX-775, and TX-1215.

Witnesses called for Day 2 (Wednesday, November 6, 2024): Kristin Price

Guardant may use the following exhibits with Ms. Price: TX-1, TX-2, TX-3, TX-4, TX-61, TX-62, TX-126, TX-134, TX-298, TX-365, TX-542, TX-546, TX-554, TX-559, TX-775, TX-939 and TX-1376.

Exhibit No.	Sponsoring Witness	Description	Natera's Objections	Guardant's Response	Court's Outcome [leave blank]
TX-126	Price	Signatera vs. Reveal performance comparison	Witness lacks foundation regarding Natera document	Comparison chart at center of case; witness will testify as to lack of truth of comparisons; if necessary document may be admitted subject to linking up foundation	
TX-134	Price	Email re Revised Template Key Points & Updated June 10 Invite and attachments	Witness lacks foundation regarding Natera document	Natera advertising and communication regarding its advertising to sales force; witness will testify as to lack of truth of comparisons; if necessary document may be admitted subject to linking up foundation	
TX-365	Price	Evidence Review PPT	Witness lacks foundation regarding Natera document	Natera advertising; witness will testify as to lack of truth of comparisons; if necessary document may be admitted subject to	

Exhibit No.	Sponsoring Witness	Description	Natera's Objections	Guardant's Response	Court's Outcome [leave blank]
				linking up foundation	

Natera may use the following exhibits with Ms. Price: TX-372, TX-538, TX-540, TX-544, TX-546, TX-549, TX-553, TX-554, TX-555, TX-557, TX-558, TX-559, TX-560, TX-566, TX-573, TX-576, TX-729, TX-743, TX-907, TX-1046, TX-1047, TX-1376, TX-1475, TX-1809, TX-1810, TX-1814, and TX-1815. Natera agrees to ensure that exhibits, e.g., TX-1809 and TX-1810, are redacted so that they do not refer to COBRA.

1 Dated: November 5, 2024

A&O SHEARMAN

2 By: /s/ Saul Perloff
3 Saul Perloff

4 Attorney for Plaintiff/Counter-Defendant
5 GUARDANT HEALTH, INC.

6 DATED: November 5, 2024

7 QUINN EMANUEL URQUHART &
8 SULLIVAN, LLP

9 By /s/ Ryan Landes

10 QUINN EMANUEL URQUHART &
11 SULLIVAN, LLP

12 Ryan Landes (Bar No. 252642)
13 andrewbramhall@quinnemanuel.com
14 865 S. Figueroa Street, 10th Floor
15 Los Angeles, CA 90017
16 Telephone: (213) 443-3000
17 Facsimile: (213) 443-3100

18 Attorneys for Defendant and Counterclaim-
19 Plaintiff, NATERA, INC.

FILER'S ATTESTATION

Pursuant to Civil LR 5.1(i)(3), the undersigned hereby attests that concurrence in the filing of this **JOINT SUBMISSION RE EXHIBIT OBJECTIONS DAYS ONE AND TWO** has been obtained from counsel for Natera, Inc. and is electronically signed with the express permission of Natera's counsel.

Date: November 5, 2024

By: /s/Saul Perloff
Saul Perloff

Attorney for Plaintiff/Counter-Defendant
GUARDANT HEALTH, INC.

CERTIFICATE OF SERVICE

In accordance with Local Rule 5-5, I certify, that on November 5, 2024, this document, filed with the Court through the CM/ECF system, will be sent electronically to the registered participants at their e-mail addresses as identified in the Notice of Electronic Filing (NEF). Non-CM/ECF participants will be served via First-Class Mail.

I certify under penalty of perjury that the foregoing is true and correct. Executed this 5th day of November.

/s/ Saul Perloff
Saul Perloff